



**Decision with Statement of Reasons of the First-tier Tribunal for Scotland (Housing and Property Chamber) under Section 71 (1) of the Private Housing (Tenancies) (Scotland) Act 2016 (“The Act”)**

**Chamber Ref: FTS/HPC/CV/25/2971**

**Re: Property at 190 High Street, Leslie, Fife, KY6 3DB (“the Property”)**

**Parties:**

**Mr Alan Stacey, 21 Brittany Court, New Church Road, Hove, BN3 4JT (“the Applicant”)**

**Mr John McMurdo, 190 High Street, Leslie, Fife, KY6 3DB (“the Respondent”)**

**Tribunal Members:**

**Andrew McLaughlin (Legal Member) and Gerard Darroch (Ordinary Member)**

**[1] The First-tier Tribunal for Scotland (Housing and Property Chamber) (“the Tribunal”) made a Payment Order in favour of the Applicant against the Respondent in the sum of £4,926.00.00**

**Background**

**[2] The Applicant seeks a Payment Order in respect of rent arrears accrued by the Respondent under a tenancy between the parties.**

**[3] The Application is accompanied by a copy of the tenancy agreement and rent statements.**

**Case Management Discussion**

**[4] The Application called for a Case Management Discussion (CMD) by conference call at 2pm on 15 January 2026. The Applicant was represented by Ms Capaldi, solicitor. There was no appearance by or on behalf of the Respondent. The Application had been**

competently served on the Respondent by Sheriff Officers. As the Respondent was not present, the Tribunal decided to proceed in the Respondent's absence. Having heard from Ms Capaldi, the Tribunal made the following findings in fact.

### **Findings in fact**

1. *The Parties entered into a tenancy agreement in terms of which the Applicant let the Property to the Respondent.*
2. *The Respondent has accrued rent arrears in the sum of £4,926.00.*
3. *The Respondent has not engaged with the Tribunal process.*

### **Decision**

[5] Having made the above findings in fact, the Tribunal granted the Application and made a Payment Order in favour of the Applicant against the Respondent in the sum of £4,926.00 plus interest at the rate of 8 per cent from today's date until payment.

### **Right of Appeal**

In terms of Section 46 of the Tribunal (Scotland) Act 2014, a party aggrieved by the decision of the Tribunal may appeal to the Upper Tribunal for Scotland on a point of law only. Before an appeal can be made to the Upper Tribunal, the party must first seek permission to appeal from the First-tier Tribunal. That party must seek permission to appeal within 30 days of the date the decision was sent to them.

**A McLaughlin**

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Legal Member/Chair

15 January 2026

Date